

S/N UnknownPATENT**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Robert J. Sweeney et al. Examiner: Unknown
Serial No.: Unknown Group Art Unit: Unknown
Filed: Herewith Docket: 279.238US2
Title: DRUG DELIVERY SYSTEM FOR IMPLANTABLE MEDICAL DEVICE

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

In compliance with the duty imposed by 37 C.F.R. § 1.56, and in accordance with 37 C.F.R. §§ 1.97 *et. seq.*, the enclosed materials are brought to the attention of the Examiner for consideration in connection with the above-identified patent application. Applicants respectfully request that this Information Disclosure Statement be entered and the documents listed on the attached Form 1449 be considered by the Examiner and made of record. Pursuant to the provisions of MPEP 609, Applicants request that a copy of the 1449 form, initialed as being considered by the Examiner, be returned to the Applicants with the next official communication.

Pursuant to 37 C.F.R. §1.97(b), it is believed that no fee or statement is required with the Information Disclosure Statement. However, the Commissioner is hereby authorized to charge the required fees to Deposit Account No. 19-0743 in order to have this Information Disclosure Statement considered.

Pursuant to 37 C.F.R. §1.98(d), copies of some of the listed documents are not provided as these references were previously cited by or submitted to the U.S. Patent Office in connection with Applicants' prior U.S. application, Serial No. 09/740,129, filed on December 18, 2000, which is relied upon for an earlier filing date under 35 U.S.C. §120.

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Applicant believes that the U.S. Patent & Trademark Office has waived the requirement under 37 C.F.R. 1.98 (a)(2)(i) for submitting a copy of each cited U.S. patent and each U.S. patent application publication. The waiver is provided in a pre-OG notice from the U.S. Patent & Trademark Office entitled "Information Disclosure Statements May Be Filed Without Copies of U.S. Patents and Published Applications in Patent Applications filed after June 30, 2003" and dated July 11, 2003. Applicant acknowledges the requirement to submit copies of foreign patent documents and non-patent literature in accordance with 37 C.F.R. 1.98(a)(2).

The Examiner is invited to contact the Applicants' Representative at the below-listed telephone number if there are any questions regarding this communication.

Respectfully submitted,

ROBERT J. SWEENEY ET AL.

By their Representatives,

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Date 12-22-03

By


J. Kevin Parker
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Date of Deposit: December 22, 2003

This paper or fee is being deposited on the date indicated above with the United States Postal Service pursuant to 37 CFR 1.10, and is addressed to The Commissioner for Patents, Mail Stop Patent Application, P.O. Box 1450, Alexandria, VA 22313-1450.

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		Application Number	Unknown
		Filing Date	Even Date Herewith
		First Named Inventor	Sweeney, Robert
		Group Art Unit	Unknown
		Examiner Name	Unknown
Sheet 1 of 4		Attorney Docket No: 279.238US2	

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Substitute Disclosure Statement Form (PTO-1449)

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i>		<i>Complete if Known</i>	
		Application Number	Unknown
		Filing Date	Even Date Herewith
		First Named Inventor	Sweeney, Robert
		Group Art Unit	Unknown
		Examiner Name	Unknown
Sheet 2 of 4		Attorney Docket No: 279.238US2	

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 EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 809. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. Examiner's initial and the designation number (initials) of applicant who placed a check mark here if English language translation is attached.
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		Application Number	Unknown
		Filing Date	Even Date Herewith
		First Named Inventor	Sweeney, Robert
		Group Art Unit	Unknown
		Examiner Name	Unknown
Sheet 3 of 4		Attorney Docket No: 279.238US2	

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